

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

AGWAY FARM & HOME SUPPLY, LLC¹

Debtor.

Chapter 11

Case No. 22-10602 (JKS)

Re: Docket No. 168, 221, 248

NOTICE OF FILING OF PROPOSED SALE ORDER

PLEASE TAKE NOTICE that, on September 1, 2022, the above captioned debtor and debtor in possession (collectively, the “Debtor”) filed the *Debtor's Motion for Entry of an Order: (I) (A) Approving Bidding Procedures and Protections in Connection with the Sale of Certain of the Debtor's Assets Free and Clear of Liens, Claims, Encumbrances and Interests; (B) Scheduling an Auction and Sale Hearing; (C) Approving the Form and Manner of Notice Thereof; and (D) Granting Related Relief; and (II) (A) Authorizing Sale of Debtor's Intellectual Property and Certain Equipment Free and Clear of Liens, Claims, Encumbrances, and Other Interests; and (B) Granting Related Relief* [Docket No. 168] (the “Sale Motion”). On September 22, 2022, the Court entered an order [Docket No. 221] (the “Sale Procedures Order”) approving the bidding procedures requested in the Sale Motion that, among other things, scheduled a hearing October 14, 2022 at 12:00 p.m. to consider the proposed sale (the “Sale Hearing”).

On October 13, 2022, the Debtor filed the *Notice of Successful Bidder at Auction in Connection with the Sale of Certain of Debtor's Assets Free and Clear of Liens, Claims, Encumbrances, and Interests* [Docket No. 248].

Attached hereto as **Exhibit 1** is a proposed form of order to approve the Sale Motion.

¹ The last four digits of the Debtor's federal tax identification number are 1247. The Debtor's address is 6606 W. Broad Street, Richmond, VA 23230.

Dated: October 13, 2022
Wilmington, Delaware

MORRIS JAMES LLP

/s/ Jeffrey R. Waxman

Jeffrey R. Waxman (DE Bar No. 4159)
Brya M. Keilson (DE Bar No. 4643)
500 Delaware Avenue, Suite 1500
Wilmington, DE 19801
Telephone: (302) 888-6800
Facsimile: (302) 571-1750
E-mail: jwaxman@morrisjames.com
E-mail: bkeilson@morrisjames.com

and

SHULMAN BASTIAN FRIEDMAN & BUI LLP

Alan J. Friedman (admitted *pro hac vice*)
Melissa Davis Lowe (admitted *pro hac vice*)
Max Casal (admitted *pro hac vice*)
100 Spectrum Center Drive, Suite 600
Irvine, CA 92618
Telephone: (949) 340-3400
Facsimile: (949) 340-3000
E-mail: afriedman@shulmanbastian.com
E-mail: mlowe@shulmanbastian.com
E-mail: mcasal@shulmanbastian.com

Counsel to the Debtor and Debtor in Possession